Docket No.: 050340-0181 PATENT

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277

Takashi FUKUDA : Confirmation Number: 2751

Application No.: 10/520,082 : Group Art Unit: 1795

Filed: January 05, 2005 : Examiner: Robert W. Hodge

For: FUEL CELL POWER PLANT

# REQUEST FOR COMPLETE ACKNOWLEDGEMENT OF THE CITED ART

Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

We are in receipt of the Notice of Allowance dated October 6, 2009.

In reviewing the file, it is noted that we have not received a **complete** acknowledgement of the Information Disclosure Statement and cited art filed February 20, 2007. Specifically, the reference "Office Action dated January 19, 2007", listed under "Other Art" was listed on the 1449 Form and has not been acknowledged. Enclosed are copies of the Information Disclosure Statement, PTO-1449 and stamped return postcard acknowledgement. Also enclosed please find a copy of the partially initialed PTO-1449 received with the Office Action dated November 7, 2008.

## Applicant hereby respectfully requests that:

- (1) the **completely** acknowledged PTO-1449 be furnished to Applicant; and
- (2) the record be clarified to confirm that the cited art has been considered and made of record.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Bernard P. Codd

Registration No. 46,429

600 13<sup>th</sup> Street, N.W. Washington, DC 20005-3096

Phone: 202.756.8000 BPC:alb Facsimile: 202.756.8087

**Date: November 4, 2009** 

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Please recognize our Customer No. 20277 as our correspondence address.

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Docket No.: 050340-0181 PATENT

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application of : Customer Number: 20277

Takashi FUKUDA : Confirmation Number: 2751

Application No.: 10/520,082 : Group Art Unit: 1745

Filed: January 05, 2005 : Examiner: Not yet assigned

For: FUEL CELL POWER PLANT

#### INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached form PTO-1449. It is respectfully requested that the references be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.

Each non-English language reference was first cited in a corresponding foreign application search report or office action and its relevance discussed therein. A copy of the

#### 10/520,082

foreign search report or office action, together with an English language version thereof, is attached for the Examiner's information.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Bernard P. Codd

Registration No. 46,429

600 13<sup>th</sup> Street, N.W. Washington, DC 20005-3096 Phone: 202.756.8000 BPC:JGH

Facsimile: 202.756.8087

Date: February 20, 2007

Please recognize our Customer No. 20277 as our correspondence address.

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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

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